

a material proportion of magnesium sulfate. It was alleged to be misbranded further in that its container was so made, formed, or filled as to be misleading.

On December 22, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**94. Adulteration and misbranding of quinine sulfate. U. S. v. 324 Bottles of Quinine Sulfate. Default decree of condemnation and destruction. (F. D. C. No. 545. Sample No. 65806-D.)**

The strength, quality, and purity of this product differed from that which it purported to possess. Furthermore, its containers were deceptive, since their contents occupied less than one-half the capacity of the bottle.

On September 6, 1939, the United States attorney for the Southern District of Georgia filed a libel against 324 bottles of quinine sulfate at Waycross, Ga., alleging that the article had been shipped in interstate commerce on or about July 13, 1939, by Davis Manufacturing Co., Inc., from Knoxville, Tenn.; and charging that it was adulterated and misbranded.

Adulteration was alleged in that the article purported to be and was represented as a drug, the name of which is recognized in the official United States Pharmacopoeia, namely, quinine sulfate, with 10 percent more water than that set forth in the standard for said drug, and in that its strength differed from and its quality and purity fell below that which it purported or was represented to possess.

Misbranding was alleged in that the statement on the label, "Quinine Sulfate U. S. P. X Contains 10% more water than U. S. P. XI," was false and misleading, since the article did not conform to the U. S. P. X requirement for quinine sulfate, and did not contain 10 percent more water than the U. S. P. XI quinine sulfate. It was alleged to be misbranded further in that its containers were so made, formed, or filled as to be misleading.

On October 18, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**DRUG SEIZED BECAUSE OF CONTAMINATION WITH FILTH**

**95. Adulteration and misbranding of Cotec. U. S. v. 9 Packages of Cotec. Default decree of condemnation and destruction. (F. D. C. No. 1211. Sample No. 73892-D.)**

This product was adulterated because it consisted in part of filth, and was misbranded because of false and misleading representations regarding its efficacy in the conditions mentioned hereinafter.

On December 21, 1939, the United States attorney for the District of New Hampshire filed a libel against nine packages of Cotec at Concord, N. H., alleging that the article had been shipped in interstate commerce on or about November 22, 1939, by the Cotec Co. from Lynn, Mass.; and charging that it was adulterated and misbranded.

Analysis showed that the article consisted essentially of fat and excrement.

Adulteration was alleged in that the article consisted in part of a filthy substance.

It was alleged to be misbranded in that its labeling bore representations that it was an efficacious preparation for all kinds of piles including blind, bleeding, itching, internal, and external piles; that it was a treatment that relieved by absorption all inflammation of the lower bowel; that it would relieve such condition without an operation or detention from business; that it was one of the most popular and valuable of all pile treatments; that it would reduce all congestion and swelling, and heal all sores, ulcers, and irritated parts immediately; that it would heal while one slept; that it was an efficacious preparation for pile tumors; that it would be an efficacious preparation for the symptoms of the disease (piles) among which are a kind of tenesmus, a bearing-down sensation, heat, tension, and throbbing of the part varying from a moderate degree of the sensations to the most excruciating suffering; that it would be an efficacious preparation for prolapsus or falling of the bowels and for various attendant symptoms of piles such as nervous pains, pain and weakness in the back, irritation of the kidneys and bladder, and other organs of the vicinity, pain and numbness in the legs and feet, a sense of straitness about the chest, unnatural fullness of the abdominal viscera, accompanied by palpitation and oppression of the heart, great derangement of the circulation, sense of weight and pressure in the abdomen with peculiar feeling of uneasiness in the bowels, sensation of bearing down in the rectum and perineum, pain in the back and loins, nausea, slight pain in the stomach, scanty and high-